



GAIL FARBER, Director

COUNTY OF LOS ANGELES

DEPARTMENT OF PUBLIC WORKS

"To Enrich Lives Through Effective and Caring Service"

900 SOUTH FREMONT AVENUE
ALHAMBRA, CALIFORNIA 91803-1331
Telephone: (626) 458-5100
<http://dpw.lacounty.gov>

ADDRESS ALL CORRESPONDENCE TO:
P.O. BOX 1460
ALHAMBRA, CALIFORNIA 91802-1460

September 2, 2014

The Honorable Board of Supervisors
County of Los Angeles
383 Kenneth Hahn Hall of Administration
500 West Temple Street
Los Angeles, CA 90012

Dear Supervisors:

ADOPTED

BOARD OF SUPERVISORS
COUNTY OF LOS ANGELES

19 September 2, 2014

Sachi A. Hamai
SACHI A. HAMAI
EXECUTIVE OFFICER

**ADOPT UPDATED RESOLUTION FOR CONTRIBUTION OF
HIGHWAYS-THROUGH-CITIES FUNDING AND
AWARD OF A PUBLIC WORKS CONSTRUCTION CONTRACT
GATEWAY CITIES ADVANCED TRANSPORTATION
MANAGEMENT SYSTEMS IMPROVEMENT PROJECT
IN THE CITIES OF LA MIRADA AND SANTA FE SPRINGS
AND IN THE UNINCORPORATED COMMUNITY OF SOUTH WHITTIER
(SUPERVISORIAL DISTRICT 4)
(4 VOTES)**

SUBJECT

This action is to adopt updated Resolution No. 3943 adopted by the Board on April 1, 2014, to increase the Highways-Through-Cities financial assistance to the Cities of La Mirada and Santa Fe Springs; award a public works construction contract to Elecnor Belco Electric, Inc., for Gateway Cities Advanced Transportation Management Systems Improvement Project; and authorize the Director of Public Works or her designee to execute a construction contract for work in the Cities of La Mirada and Santa Fe Springs and in the unincorporated community of South Whittier.

IT IS RECOMMENDED THAT THE BOARD:

1. Adopt updated Resolution No. 3943 that increases the County of Los Angeles aid in the form of Highways-Through-Cities funds provided to the Cities of La Mirada and Santa Fe Springs from \$647,000 to \$938,000 to be expended in accordance with all applicable provisions of law relating to funds derived from Proposition C local sales tax.

2. Award and authorize the Director of Public Works or her designee to execute a construction contract and establish the effective date following receipt of approved Faithful Performance and Labor and Material Bonds and insurance certificate filed by the contractor for Project ID No. TSM0010271 – Gateway Cities Advanced Transportation Management Systems Improvement Project, for installation of video and radar detection systems at 23 intersections, in the Cities of La Mirada and Santa Fe Springs and in the unincorporated community of South Whittier, to Elecnor Belco Electric, Inc., in the amount of \$1,362,615.

PURPOSE/JUSTIFICATION OF RECOMMENDED ACTION

The purpose of the recommended actions is to increase the County financial assistance to the Cities of La Mirada and Santa Fe Springs, to obtain approval of the project from the Board to award this construction contract, and authorize the Director of Public Works or her designee to execute the contract and establish the effective contract date following receipt of approved Faithful Performance and Labor and Material Bonds and insurance certificate filed by the contractor for this project.

On April 1, 2014, Agenda Item 24, the Board adopted Resolution No. 3943 approving County of Los Angeles contribution of Highways-Through-Cities (HTC) funds in the amount of \$647,000 to the Cities of La Mirada and Santa Fe Springs for their jurisdictional share of the project; adopted the plans and specifications; called for bids received on April 29, 2014; and instructed the Executive Officer of the Board of Supervisors to advertise the project.

The estimated total cost of the project has increased from \$1,416,000 to \$2,035,000 due to the lowest bidder being 46 percent above the construction estimate.

Board adoption of the enclosed updated resolution increases the County contribution of HTC funds from \$647,000 to \$938,000 to finance the Cities' jurisdictional shares of the project cost.

The enclosure includes the project description, the call for bids, bid opening date, a tabulation of bids, the Instructions to Bidders, the hearing officer's determination, and financial information. The certified record of receipt of bids and the original bid proposal are also enclosed for this project.

The recommended award of the construction contract is necessary to execute a Board-directed and approved Department of Public Works project in support of operational missions. The Board's approval of the recommended contract award and the subsequent execution of the contract will ensure the timely completion of the project.

Sections 1680-1683 of the California Streets and Highways Code provide that the Board of Supervisors of any County may, by a resolution adopted by a four-fifths vote of its members, determine that certain types of road improvements are of general County interest and that County aid shall be extended therefore.

Implementation of Strategic Plan Goals

The Countywide Strategic Plan directs the provisions of Operational Effectiveness/Fiscal Sustainability (Goal 1) and Integrated Service Delivery (Goal 3). Awarding this contract will provide improved infrastructure to better serve the public and enhance the quality of life in the affected cities and community.

FISCAL IMPACT/FINANCING

This action will have no impact to the County General Fund.

The construction contract cost is \$1,362,615. The total project cost is estimated to be \$2,035,000, with the County's jurisdictional share being \$1,097,000, the City of La Mirada's share being \$766,000, and the City of Santa Fe Springs' share being \$172,000. In addition to the construction contract cost, the total project cost includes the preparation of plans and specifications, consultant services, materials testing, construction engineering, inspection, contract administration, change order contingency, and other County services.

The project cost will be financed with \$1,574,000 in Los Angeles Metropolitan Transportation Authority Call for Projects, Proposition C Discretionary Grant funds for the Gateway Cities Traffic Signal Forum, and \$461,000 in Proposition C Local Return match funds. On an annual basis, the Board has established a \$2,500,000 top-of-pot (TOP) allocation from the Proposition C Local Return Fund Budget for the County's Traffic Congestion Management Program. The \$461,000 will be funded from this TOP allocation. The \$938,000 in HTC funds consists of Proposition C Discretionary Grant Funds and Proposition C Local Return Funds. Financing for this project is included in the Proposition C Local Return Fund Fiscal Year 2014-15 Budget.

The enclosure includes the amount of the recommended contract as compared with the engineer's estimate, the other bids received, and more detailed fiscal and financial information.

FACTS AND PROVISIONS/LEGAL REQUIREMENTS

The enclosed updated resolution and contract agreement will be in the form previously reviewed and approved as to form by County Counsel.

The recommended contract was solicited on an open-competitive basis and is in accordance with applicable Federal, State, and County requirements. The contractor is in compliance with the Chief Executive Officer's and the Board's requirements.

The award of this contract will be in full compliance with Federal, State, and County regulations. This contract contains terms and conditions supporting the Board's ordinances, policies, and programs including, but not limited to: the County's Greater Avenues for Independence and General Relief Opportunities for Work Programs (GAIN and GROW), Board Policy No. 5.050; Contract Language to Assist in Placement of Displaced County Workers, Board Policy No. 5.110; Reporting of Improper Solicitations, Board Policy No. 5.060; Notice to Contract Employees of Newborn Abandonment Law (Safely Surrendered Baby Law), Board Policy No. 5.135; Contractor Employee Jury Service Program, Los Angeles County Code, Chapter 2.203; Notice to Employees Regarding the Federal Earned Income Credit (Federal Income Tax Law, Internal Revenue Service Notice 1015); Contractor Responsibility and Debarment, Los Angeles County Code, Chapter 2.202; the County's Child Support Compliance Program, Los Angeles County Code, Chapter 2.200; the County's Defaulted Property Tax Reduction Program Ordinance, Los Angeles County Code, Chapter 2.206; Local Business Enterprise Preference Program, Los Angeles County Code, Chapter 2.204; and the standard Board-directed clauses that provide for contract termination or renegotiation.

The State Public Contract Code requires the County to award construction contracts to a responsible contractor with the lowest responsive bid, which is defined as the firm that: (1) submits the bid with the lowest cost; (2) is deemed by the County to be responsive to specific criteria under the solicitation including, but not limited to, licensure, bonding, and insurance requirements; and (3) is determined by the County to be a responsible bidder by exhibiting the capability, capacity, experience, trustworthiness, and financial wherewithal to perform the work required under the bid solicitation.

To ensure the contract is awarded to a responsible contractor with a satisfactory history of performance, bidders are required to report violations of the False Claims Act, criminal convictions, civil litigation, defaulted contracts with the County, complaints filed with the Contractor's State License Board, labor law/payroll violations, and debarment actions. As provided for in Board Policy No. 5.140, the information reported by each respective contractor was considered before making this recommendation to award.

The plans and specifications include the contractual provisions, methods, and material requirements necessary for this project and are on file with Public Works.

ENVIRONMENTAL DOCUMENTATION

On April 1, 2014, Agenda 24, the Board found this project to be categorically exempt from the provisions of the California Environmental Quality Act.

CONTRACTING PROCESS

The contract was solicited on an open-competitive basis in accordance with the provisions of the State Public Contract Code.

The State Labor Code requires contractors to pay prevailing wage rates to all persons employed on public works construction contracts. These rates are determined by the Department of Industrial Relations and include contributions for fringe benefits such as vacations, pension funds, training, and health plans for each employee.

To further increase contractor awareness of contracting opportunities with Public Works, this project was listed on both the County's "Doing Business with Us" and Public Works' "Contract Opportunities" websites for upcoming bids. Public Works will review and approve the Faithful Performance and payment bonds filed by the contractor.

IMPACT ON CURRENT SERVICES (OR PROJECTS)

This construction contract will result in improved public works infrastructure in the cities and community where the work is scheduled.

The Honorable Board of Supervisors
September 2, 2014
Page 6

CONCLUSION

Please return one adopted copy of this letter and one original signed resolution to the Department of Public Works, Construction Division.

Respectfully submitted,



GAIL FARBER
Director of Public Works

GF:JTS:ma

Enclosure

c: Chief Executive Office (Rita Robinson)
County Counsel
Executive Office
Internal Services Department (Countywide Contract Compliance)

AWARD OF CONTRACT
September 2, 2014

PROJECT ID NO. TSM0010271 – Gateway Cities Advanced Transportation Management Systems Improvement Project, (in the Cities of La Mirada and Santa Fe Springs and in the unincorporated community of South Whittier), Supervisorial District 4.

TYPE OF WORK: Installation of video and radar detection systems at 23 intersections and the performance of other appurtenant work.

CALL FOR BIDS DATE: April 1, 2014 (Agenda Item 24)

BID OPENING DATE: April 29, 2014

BID SUMMARY:

Low Elecnor Belco Electric, Inc. 4331 Schaefer Avenue Chino, California 91710 (909) 993-5470	\$1,362,615.00
2 Dynalectric	\$1,559,205.00

Select Electric, Inc., was the apparent low bidder with a bid amount of \$1,049,740; however, it requested that its bid be withdrawn due to a clerical error resulting in a significant underbid. Our review confirmed that a clerical error was made; therefore, it was relieved from its bid.

FINANCIAL INFORMATION:

Amount of estimate	\$ 935,100.00
Amount of recommended contract	\$1,362,615.00
Amount of recommended contract above estimate	\$ 427,515.00

The amount of the recommended contract is 46 percent above the estimate. On April 1, 2014, the Board delegated to the Director of Public Works the authority to award the contract to the the apparent responsible contractor with the lowest responsive bid. The estimated construction cost was in the range of \$950,000 to \$1,050,000. However, the lowest bid exceeded the authorized amount by \$312,615. While the bid is significantly higher than the estimate, the bids received are very competitive, and we do not believe readvertising the project will result in lower bids. We recommend award of the project to Elecnor Belco Electric, Inc., in the amount of \$1,362,615.

The total project cost is estimated to be \$2,035,000, with the County's jurisdictional share being \$1,097,000, the City of La Mirada's share being \$766,000, and the City of Santa Fe Springs' share being \$172,000. In addition to the construction contract cost, the total project cost includes the preparation of plans and specifications, consultant services, materials testing, construction engineering, inspection, contract administration, change order contingency, and other County services.

The project cost will be financed with \$1,574,000 in Los Angeles Metropolitan Transportation Authority Call for Projects, Proposition C Discretionary Grant funds for the Gateway Cities Traffic Signal Forum, and \$461,000 in Proposition C Local Return match funds. On an annual basis, the Board has established a \$2,500,000 top-of-pot (TOP) allocation from the Proposition C Local Return Fund Budget for the County's Traffic Congestion Management Program. The \$461,000 will be funded from this TOP allocation. The \$938,000 in HTC funds consists of Proposition C Discretionary Grant Funds and Proposition C Local Return Funds. Financing for this project is included in the Proposition C Local Return Fund Fiscal Year 2014-15 Budget.

ENVIRONMENTAL IMPACT:

On April 1, 2014, Agenda Item No. 24, the Board found this project categorically exempt from the California Environmental Quality Act.

CONSTRUCTION SCHEDULE:

The contract specifications require the work to be completed in 35 working days. It is estimated that the work will start in November 2014 and be completed in January 2015.

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O:\Projects\Programs - Road\Traffic\GatewayCitiesATMSImprovement (TSM0010271)\Board\award BL attachment.docx

**UPDATED RESOLUTION NO. 3943 OF THE BOARD OF SUPERVISORS OF THE
COUNTY OF LOS ANGELES, CALIFORNIA, TO INCREASE COUNTY AID TO THE
CITIES OF LA MIRADA AND SANTA FE SPRINGS FOR THE PURCHASE AND
INSTALLATION OF VIDEO DETECTION**

WHEREAS, the CITIES OF LA MIRADA and SANTA FE SPRINGS, hereinafter referred to as CITIES, and the COUNTY OF LOS ANGELES, hereinafter referred to as COUNTY, desire to install video detection at 23 intersections on Imperial Highway from Shoemaker Avenue to First Avenue and on Telegraph Road from Gunn Avenue to Springview Drive, which work is hereinafter referred to as PROJECT; and

WHEREAS, COUNTY proposes to construct PROJECT at no cost to CITIES; and

WHEREAS, portions of PROJECT are located and will be utilized within the jurisdictional limits of CITIES; and

WHEREAS, PROJECT is of general interest to CITIES and COUNTY; and

WHEREAS, on April 1, 2014, Agenda Item 24, your Board adopted Resolution No. 3943 approving COUNTY contribution of funds in the amount of Six Hundred Forty-Seven Thousand and 00/100 Dollars (\$647,000.00) to CITIES, hereinafter referred to as ORIGINAL RESOLUTION), for their jurisdictional share of the cost of PROJECT; and

WHEREAS, the estimated total cost of PROJECT has increased from One Million Four Hundred Sixteen Thousand and 00/100 Dollars (\$1,416,000.00) to Two Million Thirty-Five Thousand and 00/100 Dollars (\$2,035,000.00) due to the lowest bidder being 46 percent above the construction estimate; and

WHEREAS, COUNTY desires to increase the previously approved COUNTY aid to CITIES to cover the increase in the cost of PROJECT; and

WHEREAS, sufficient funds are available from the Los Angeles County Metropolitan Transportation Authority (LACMTA) Call For Projects, Proposition C Discretionary Grant funds for the Gateway Cities Traffic Signal Forum and COUNTY'S Proposition C Local Return match funds to cover this increase in the cost of PROJECT; and

WHEREAS, the increase in the cost of PROJECT in the amount of Six Hundred and Nineteen Thousand and 00/100 Dollars (\$619,000.00) will be financed with Four Hundred Seventy-Eight Thousand and 00/100 Dollars (\$478,000.00) in Los Angeles County Metropolitan Transportation Authority (LACMTA) Call for Projects, Proposition C Discretionary Grant funds for the Gateway Cities Traffic Signal Forum, and One Hundred Forty-One Thousand and 00/100 Dollars (\$141,000.00) in Proposition C Local Return match funds; and

WHEREAS, on an annual basis, a Two Million Five Hundred Thousand and 00/100 Dollars (\$2,500,000.00) top-of-pot (TOP) allocation from the Proposition C Local Return Fund Budget has been established for COUNTY'S Traffic Congestion Management Program; and

WHEREAS, the One Hundred Forty-One Thousand and 00/100 Dollars (\$141,000.00) will be funded from this TOP allocation; and

WHEREAS, PROJECT is consistent with the scope of work for traffic improvements within CITIES pursuant to Memorandum of Understanding (MOU) Number P0006295 between COUNTY and LACMTA; and

WHEREAS, such a proposal is authorized and provided for by the provisions of Sections 1680-1683 of the California Streets and Highways Code.

NOW, THEREFORE, it is hereby resolved as follows:

SECTION 1. The PROJECT is of general COUNTY interest and County aid shall be extended therefor.

SECTION 2. Subject to the terms and conditions set forth herein, COUNTY consents, pursuant to the provisions of Sections 1680-1683 of the California Streets and Highways Code, to increase aid to CITIES from the amount of Six Hundred Forty-Seven Thousand and 00/100 Dollars (\$647,000.00) approved in the ORIGINAL RESOLUTION to the amount of Nine Hundred Thirty-Eight Thousand and 00/100 Dollars (\$938,000.00) for the PROJECT from the Proposition C Discretionary Grant funds and Proposition C Local Return funds, to be expended in accordance with all applicable provisions of law relating to funds derived from the Proposition C local sales tax.

SECTION 3. The financial obligations of the COUNTY are expressly conditioned upon obtaining reimbursement from LACMTA pursuant to MOU Number P0006295 between COUNTY and LACMTA.

SECTION 4. If any provision of this Updated Resolution is held or declared to be invalid, the Updated Resolution shall be void and the consent granted hereunder shall lapse.

The foregoing Updated Resolution was adopted on the 2nd day of September, 2014, by the Board of Supervisors of the County of Los Angeles and ex officio the governing body of all other special assessment and taxing districts, agencies and authorities for which said Board so acts.

SACHI A. HAMAI
Executive Officer of the
Board of Supervisors of the
County of Los Angeles



By Carla Little
Deputy

APPROVED AS TO FORM:

JOHN F. KRATTLI
County Counsel

By [Signature]
Deputy